

Amendment No. 1 to HB0229

Montgomery
Signature of Sponsor

AMEND Senate Bill No. 49*

House Bill No. 229

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 10, is amended by adding the following as a new, appropriately designated section:

49-6-1030.

(a) The general assembly recognizes that certain subjects are particularly sensitive and are, therefore, best explained and discussed within the home. Because of its complex societal, scientific, psychological, and historical implications, human sexuality is one such subject. Human sexuality is best understood by children with sufficient maturity to grasp its complexity and implications.

(b) Each LEA shall adopt policies and procedures to ensure that all classroom instruction, course materials and other informational resources, that address the subject of human sexuality, are age-appropriate for the intended student audience.

(c) At grade levels kindergarten (k) through eight (8), any such classroom instruction, course materials or other informational resources that are inconsistent with natural human reproduction shall be classified as inappropriate for the intended student audience and, therefore, shall be prohibited.

(d) LEA policies and procedures adopted pursuant to this section shall not prohibit:

(1) Any instructor from answering in good faith any question or series of questions, germane and material to the

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course, asked of the instructor and initiated by a student or students enrolled in the course; or

(2) Any school counselor, nurse or other authorized employee of the LEA from counseling a student who is engaging in, or who may be at risk of engaging in, behavior injurious to the physical or mental health and well-being of the student or another person; or

(3) Any school counselor, nurse or other authorized employee of the LEA from appropriately responding to a student whose circumstances present issues involving human sexuality.

(e) Prior to January 16, 2013, each LEA shall adopt the policies and procedures required by this section and shall file a written report of compliance with the commissioner of education.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.